



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Northwest Region
7600 Sand Point Way N.E., Bldg. 1
Seattle, WA 98115

Refer to:
OSB2000-0033

March 30, 2000

Mr. George Fekaris
Federal Highway Administration
Western Federal Lands Highway Division
610 East Fifth Street
Vancouver, Washington 98661-3893

Re: Amendment, Sandlake-Galloway Road Biological Opinion
(Oregon Forest Highway 164), Tillamook County, Oregon

Dear Mr. Fekaris:

The purpose of this letter is to amend the National Marine Fisheries Service's (NMFS) February 25, 2000, biological opinion (opinion) for the Sandlake-Galloway Road Project in Tillamook County, Oregon. Under section C, *Terms and Conditions*, in the incidental take statement, item 1.b. (page 11 & 12) reads as follows:

All work within the ordinary high water mark of all anadromous fish-bearing systems, or in systems which could potentially contribute sediment or toxicants to downstream fish-bearing systems, will be completed within ODFW's in-water work period (July 1 to September 15 for the Sand Lake and Beaver Creek watersheds and November 1 to February 15).

We did not specify which waterbody the November 1 to February 15 work window was for. We apologize for this oversight. The November 1 to February 15 work window applies to the Sand Lake estuary. However, it was brought to our attention by Fishman Environmental Services that no work would occur in the estuary.



If you have any questions regarding this letter, please contact Scott Carlon of my staff at (503) 231-2379 in the Oregon State Branch Office.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Tehan". The signature is fluid and cursive, with the first name "Michael" being more prominent than the last name "Tehan".

Michael Tehan
Chief, Oregon State Branch
Habitat Conservation Division

cc: Steve Johnson, FES